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7 UNITED STATES DISTRICT COURT

8 NORTHERN DISTRICT OF CALIFORNIA—SAN FRANCISCO DIVISION

9
10 UNITED STATES, for the Use of ROOFING
11 CONSTRUCTORS, INC., a California Corporation,
12 doing business as WESTERN ROOFING
13 SERVICE,

14 Plaintiffs,

15 vs.

16 DICK/MORGANTI/NIBBI, a joint venture, DICK
17 CORPORATION; MORGANTI TEXAS, INC.,
18 NIBBI BROS., INC.; AMERICAN CASUALTY
19 COMPANY OF READING, PA, CONTINENTAL
20 CASUALTY COMPANY; NATIONAL UNION
21 FIRE INSURANCE COMPANY OF
22 PITTSBURGH, PA,

23 Defendants.

Case No.: 08-CV-2286 JL

**STIPULATION AND ~~[PROPOSED]~~
ORDER FURTHER EXTENDING
CASE SCHEDULE, CASE
MANAGEMENT CONFERENCE
AND ADR DEADLINES**

24 The parties, Use Plaintiff Roofing Constructors, Inc., a California Corporation, doing
25 business as Western Roofing Service, on the one hand, and Defendants Dick/Morganti/Nibbi, a
26 Joint Venture; Dick Corporation; Morganti Texas, Inc.; Nibbi Bros., Inc.; American Casualty
27 Company of Reading, Pennsylvania; Continental Casualty Company; National Union Fire
28 Insurance Company of Pittsburgh, PA, on the other, hereby stipulate and agree as follows:

This case arises out of the construction of the San Francisco Federal Building. Since the
complaint was filed, the parties have discussed how to resolve the issues between them arising out
of the Project, and these discussions continue. On July 16, 2008, and again on September 29,
2008, this Court entered stipulated orders postponing the deadline for defendants' response to the

1 complaint and all applicable case management dates so that the parties could conduct a review and
2 investigation. That investigation has taken longer than anticipated and remains underway.
3 Accordingly, the parties desire to further continue the various case management deadlines that
4 have been established by another 60 days.

5 In particular, the parties stipulate and agree that the following case schedule should be
6 established:

- 7 ➤ Last day for defendants to file amended counterclaim without leave of Court:
8 January 16, 2009.
- 9 ➤ Deadline for plaintiff's response to counterclaim: February 6, 2009.
- 10 ➤ Last day to meet and confer re initial disclosure, early settlement, ADR process
11 selection, and discovery plan and to file joint ADR certification with stipulation to
12 ADR process or notice of need for ADR phone conference: February 6, 2009.
- 13 ➤ Last day to file Rule 26(f) report, complete initial disclosures or state objection in
14 Rule 26(f) report and file case management statement per Standing Order re
15 Contents of Joint Case Management Statement: February 13, 2009.
- 16 ➤ Initial Case Management Conference: On or about February 25, 2009, on a date to
17 be set by the Court.

18 Dated: November 17, 2008

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19 By: _____

Paul S. Rosenstein
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dba WESTERN ROOFING SERVICE

20 Dated: November 17, 2008

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READING, PA, NATIONAL UNION FIRE
INSURANCE COMPANY OF PITTSBURGH, PA
and CONTINENTAL CASUALTY COMPANY

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28 Dated: November 17, 2008

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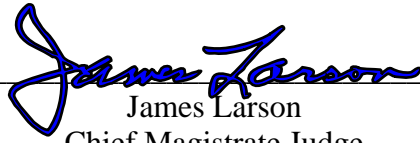
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ORDER

The Court, having reviewed the foregoing stipulation, and good cause appearing for the time extensions reflected therein, hereby approves the revisions to the case management deadlines and sets the initial case management conference (previously scheduled for December 17, 2008) for February 25, 2009, in Courtroom F, 15th Floor, San Francisco at 10:30 a.m.

IT IS SO ORDERED.

Dated: November 18, 2008


James Larson
Chief Magistrate Judge